

UNITED STATES OF AMERICA,)	CASE NO: 2:20-CR-00090-CDS-VCf
Plaintiff,)	
)	UNOPPOSED MOTION FOR
vs.)	DEFENDANT TO APPEAR AT
)	SENTENCING VIA VIDEO
ANDREW SANDERS,)	CONFERENCE
Defendant.)	

This request is based upon the pleadings and papers on file herein, the attached Memorandum of Point and Authorities, and any oral argument the Court may entertain.

Currently, Defendant Andrew Sanders is scheduled for sentencing on December 12, 2022, on the charges of one count of Conspiracy to Commit Interference with Commerce by Robbery, in violation of 18 U.S.C. § 1951(a); and five counts of Interference with Commerce by Robbery, in violation of 18 U.S.C. § 1951(a) and 18 U.S.C. § 2.

1 Mr. Sanders is a fifty-year-old male with asthma and diabetes who requests that he be
2 allowed to attend his sentencing hearing via video conference to avoid unnecessary travel and
3 exposure to illness, aggravating symptoms, and potential for exposure to COVID-19 and other
4 related illnesses.

5 Counsel for Defendant ANDREW SANGERS has spoken with Assistant United States
6 Attorney DAN COWHIG, Esq., and he is unopposed to this motion.
7

8 **II. LEGAL ARGUMENT**

9 Pursuant to Section 15002(b)(2) of the CARES Act, Defendant Sanders moves the Court
10 to find that his sentencing hearing cannot be further delayed without serious harm to the interests
11 of justice due to Mr. Sanders seeking prompt programming through the Bureau of Prisons and
12 that his appearance by video conferences is justified due to his compromised health status. The
13 Court has authority to make such a finding under the CARES Act, Section 15002(b)(2).
14

15 **CONCLUSION**

16 Based on the foregoing, Defendant Sanders respectfully moves this Court to grant his
17 Motion to Appear at sentencing via video conference.
18

19 DATED this 22nd day of November, 2022.

20 /s/ Thomas A. Ericsson
21 THOMAS A. ERICSSON, ESQ.
22 Nevada Bar No. 4982
23 Attorney for Andrew Sanders
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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am employee of ORONoz & ERICSSON, LLC, a firm licensed to practice law in the District of Nevada. On November 22, 2022, I served an electronic copy of the foregoing **UNOPPOSED MOTION FOR DEFENDANT TO APPEAR AT SENTENCING VIA VIDEO CONFERENCE** by electronic service (ECF) to the person named below:

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Assistant United States Attorney
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By: /s/ Thomas A. Ericsson
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,

vs.

ANDREW SANDERS,
Defendant.

CASE NO: 2:20-CR-00090-CDS-VCF

**ORDER ON UNOPPOSED MOTION FOR
DEFENDANT TO APPEAR AT
SENTENCING VIA VIDEO
CONFERENCE**

IT IS THEREFORE ORDERED that Defendant ANDREW SANDERS shall appear
for sentencing via video conference at the sentencing hearing currently scheduled for
December 12, 2022, at the hour of 11:00 a.m.

DATED AND DONE this 28th day of November, 2022.


UNITED STATES DISTRICT JUDGE